

UNITED STATES DISTRICT COURT

Northern District of Texas

NORTHERN DISTRICT OF TEXAS

FILED

AUG 16 1999

ORDER STRIKING/UNFILING PLEADING

The Clerk, having identified a defect in the form of the document indicated below, and the Court, having independently determined that the document should be stricken, it is ordered that the document be stricken from the record of this case. The Clerk is hereby directed to unfile and return this document to the party who filed it.

AUG 16 1999

A. Joe Fish

DATE

JUDICIAL OFFICER

NOTICE OF DEFICIENCY

Nancy Doherty
Clerk of Court

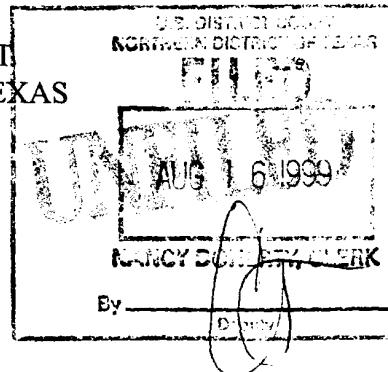
Judge: Fish Date: 8/16/99
 Case Number: 3:99CV1754 Plaintiff: J. Keith Rose MD
 Deputy Clerk: Maria Johnson Telephone Number: 214-753-2179

A(n) Motion to Dismiss has been filed by
Doherty and is considered deficient in the area(s) noted below:

1. A summons must be filed with the complaint. See LR 3.1(b).
2. A civil cover sheet must be filed with the complaint. See LR 3.1(c).
3. The document(s) must be in proper form. See LR 10.1.
4. The signature of the attorney of record or the party proceeding *pro se* is required on each document filed. See F.R.C.P. 11.
5. A completed certificate of service as defined in F.R.C.P. 5(d) is required.
6. Each separate document contained therein must be identified. See LR 5.1(c).
7. The motion must comply with LR 7.1 by including:
 - a. certificate of conference or inability to confer
 - b. brief in support of motion (maximum of 25 pages)
 - c. proposed order
 - d. copy of the proposed amended pleading with motion for leave to amend
8. A motion for continuance must be signed by the party as well as by the attorney of record. See LR 40.1.
9. Any out-of-district attorney applying for *pro hac vice* status must affirm in writing that he/she has read and will comply with Dondi Props. Corp. v. Commerce Sav. & Loan Ass'n, 121 F.R.D. 284 (N.D. Tex. 1988) (*en banc*) and the Local Rules. See LR 83.9(b).
10. Additional copies are required. See LR 5.1(b).
11. The attorney filing the pleading is not admitted to practice in this district. See LR 83.7.
12. Other _____

RE/CD
ORIGINAL

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION



J. KEITH ROSE, M.D.,
Plaintiff,

v.

UNIVERSITY OF TEXAS SOUTHWESTERN
MEDICAL SCHOOL AT DALLAS; ROD J.
ROHRICH, M.D.; FRITZ E. BARTON, M.D.;
A. JAY BURNS, M.D.; H. STEVE BYRD, M.D.;
DONNELL F. JOHNS, PH.D.; PHILIP L. KELTON,
JR., M.D.; JEFFREY M. KENKEL, M.D.;
WILLIAM ADAMS, M.D.; SCOTT N. OISHI,
M.D.; HARRY H. ORRENSTEIN, M.D.; SAM
BERAN, M.D.; and ILDIKO GYIMESI, M.D.,
Defendants.

CIVIL ACTION NO. 3-99CV1754-G

DEFENDANTS' MOTION TO DISMISS

TO THE HONORABLE JUDGE A. JOE FISH:

COME NOW UNIVERSITY OF TEXAS SOUTHWESTERN MEDICAL SCHOOL AT DALLAS; ROD J. ROHRICH, M.D.; FRITZ E. BARTON, M.D.; A. JAY BURNS, M.D.; H. STEVE BYRD, M.D.; DONNELL F. JOHNS, PH.D.; PHILIP L. KELTON, JR., M.D.; JEFFREY M. KENKEL, M.D.; WILLIAM ADAMS, M.D.; SCOTT N. OISHI, M.D.; HARRY H. ORRENSTEIN, M.D.; SAM BERAN, M.D.; and ILDIKO GYIMESI, M.D., by and through their attorney of record, Christopher Johnsen, and pursuant to FED.R.CIV.P. 12(b)(6), hereby file their Motion to Dismiss. In support thereof, Defendants would respectfully show this Court as follows:

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